

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

SALEM HARBOR POWER DEVELOPMENT LP
(f/k/a Footprint Power Salem Harbor Development LP),
et al.,¹

Debtors.

Chapter 11

Case No. 22-10239 (MFW)

(Jointly Administered)

CERTIFICATE OF PUBLICATION

I, Kenny Crespin, do declare and state as follows:

I am employed by Kroll Restructuring Administration LLC (“**Kroll**”)², the claims and noticing agent for the Debtor in the above-captioned chapter 11 case.

This Certificate of Publication includes a sworn statement verifying that the *Notice of Entry of Bar Date Order Establishing Deadlines for Filing Proofs of Claim (Including 503(b)(9) Claims) Against the Debtors*, as confirmed for publication, was published (1) in the national edition of *The New York Times*, on April 27, 2022, as described in the sworn statement attached hereto as **Exhibit A**; and (2) in *The Boston Globe*, on April 27, 2022, as described in the sworn statement attached hereto as **Exhibit B**.

[Remainder of Page Intentionally Left Blank]

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are as follows: Salem Harbor Power Development LP (f/k/a Footprint Power Salem Harbor Development LP) (1360); Highstar Salem Harbor Holdings GP, LLC (f/k/a Highstar Footprint Holdings GP, LLC) (2253); Highstar Salem Harbor Power Holdings L.P. (f/k/a Highstar Footprint Power Holdings L.P.) (9509); Salem Harbor Power FinCo GP, LLC (f/k/a Footprint Power Salem Harbor FinCo GP, LLC) (N/A); Salem Harbor Power FinCo, LP (f/k/a Footprint Power Salem Harbor FinCo, LP) (9219); and SH Power DevCo GP LLC (f/k/a Footprint Power SH DevCo GP LLC) (9008). The location of the Debtors’ service address is: c/o Tateswood Energy Company, LLC, 480 Wildwood Forest Drive, Suite 475, Spring, Texas 77380.

² On March 29, 2022, Prime Clerk LLC changed its name to Kroll Restructuring Administration LLC.

Dated: May 4, 2022

/s/ Kenny Crespin
Kenny Crespin

State of New York
County of New York

Subscribed and sworn (or affirmed) to me on May 4, 2022, by Kenny Crespin, proved to me on the bases of satisfactory evidence to be the person who executed this affidavit.

/s/ HERBERT BAER
Notary Public, State of New York
No BA6205563
Qualified in Westchester County
Commission Expires May 11, 2025

Exhibit A



The New York Times

620 8TH AVENUE • NEW YORK, NY 10018

PROOF OF PUBLICATION

Apr-27, 20²²

I, Edgar Noblesala, in my capacity as a Principal Clerk of the Publisher of **The New York Times** a daily newspaper of general circulation printed and published in the City, County and State of New York, hereby certify that the advertisement annexed hereto was published in the editions of **The New York Times** on the following date or dates, to wit on

Apr 27, 2022, NYT & Natl, pg B3

Sworn to me this 27th day
of April, 2022

Ellen Herb

Notary Public

Ellen Herb
Notary Public, State of New York
No. 01HE6163785
Qualified in New York County
Commission Expires April 2, 2023

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re: **SALEM HARBOR POWER DEVELOPMENT LP** Chapter 11
(A/k/a Footprint Power Salem Harbor Development LP), et al., (Jointly Administrated)
Debtors. **Docket Ref Nos. 66 & 120**

NOTICE OF ENTRY OF BAR DATE ORDER ESTABLISHING DEADLINES FOR FILING PROOFS OF CLAIM (INCLUDING 503(b)(9) CLAIMS) AGAINST THE DEBTORS

PLEASE TAKE NOTICE THAT:

The United States Bankruptcy Court for the District of Delaware (the "Court") has entered an order (the "Bar Date Order") establishing deadlines to file Proofs of Claim for all potential claims (as defined below), including claims pursuant to section 503(b)(9) (each, a "503(b)(9) Claim") of title 11 of the United States Code, 11 U.S.C. §§ 101-1332 (the "Bankruptcy Code") against the above-captioned debtors and debtors in possession (collectively, the "Debtors") that arose prior to March 23, 2022 (the "Petition Date").

Pursuant to the terms of the Bar Date Order, and except as otherwise provided herein, each person or entity that holds or asserts a claim against the Debtors (including 503(b)(9) Claims) must file a Proof of Claim with original signature, substantially conforming to the proof of claim form attached hereto, so that it is actually received by the Court on or before the Bar Date. Proofs of Claim must be filed by the Court-approved claims and noticing agent in this chapter 11 case, on or before the Bar Date set forth below. Proofs of Claim must be sent by first-class mail, overnight courier, or hand-delivery to: Salem Harbor Power Development LP, Claims Processing Center, c/o Kroll Restructuring Administration LLC (A/k/a Prime Clerk LLC), 850 3rd Avenue, Suite 412, Brooklyn, NY 11232.

Alternatively, Proofs of Claim may be submitted electronically through the electronic filing system available at <https://cases.uscourts.gov/Salmonhub>.

To be properly filed, a Proof of Claim must be filed against the specific Debtor against which the claimant holds or asserts a claim. For example, if a claimant holds or asserts a claim against Salem Harbor Power Development LP (A/k/a Footprint Power Salem Harbor Development LP), the Proof of Claim must specify Salem Harbor Power Development LP. A claimant wishes to assert a claim against more than one Debtor, separate Proofs of Claim must be filed against each applicable Debtor.

Proofs of claim will be deemed timely filed only if actually received by Kroll on or before the Bar Date associated with such claim. Further, except with respect to the electronic filing system described above, Kroll will not accept Proofs of Claim sent by facsimile, telecopy, email, or other electronic submission, and such claims will not be deemed to be properly or timely filed claims.

General Bar Date. Except as otherwise provided herein, each person or entity holding or asserting a claim (including a 503(b)(9) Claim) against the Debtors that arose prior to the Petition Date must file a Proof of Claim so that it is actually received by Kroll on or before May 23, 2022 at 4:00 p.m. (prevalent Eastern Time) (the "General Bar Date").

Governmental Unit Bar Date. Each governmental unit holding or asserting a claim against the Debtors that arose prior to the Petition Date must file a Proof of Claim so that it is actually received by Kroll on or before September 19, 2022 at 4:00 p.m. (prevalent Eastern Time) (the "Governmental Bar Date"), and, together with the General Bar Date, the "Bar Dates".

Amended Schedule Bar Date. If on or after the date on which the Debtors serve this Notice, the Debtors amend or supplement their schedules of assets and liabilities or statements of financial affairs (collectively, the "Schedules") (a) to change the amount, nature, classification or characterization of a claim, or (b) to add a new claim to the Schedules, the affected claimant, if it disagrees with the amount, nature, classification or characterization of such claim, shall file a Proof of Claim or amend any previously filed Proof of Claim in respect of the amended scheduled claim so that the Proof of Claim is actually received by Kroll on or before the later of (i) the General Bar Date or (ii) twenty (21) days after the claimant is served with notice of the applicable amendment or supplement to the Schedules.

Rejection Bar Date. A Proof of Claim relating to the Debtors' rejection of an executory contract or unexpired lease pursuant to a Court order must be filed so that it is actually received by Kroll on or before the later of (a) the General Bar Date or (b) thirty (30) days after the later of (i) the date of service of the Court order authorizing such rejection or (ii) the effective date of such rejection.

For purposes of the Bar Date Order and this Notice, and pursuant to section 101(5) of the Bankruptcy Code, the term "claim" means (a) any right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) any right to an equitable remedy by breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured as of the Petition Date.

Further, a 503(b)(9) Claim is a claim for the value of any goods received by the Debtors within twenty (20) days prior to the Petition Date in which the goods have been sold to the Debtors in the ordinary course of the Debtors' business.

Any person or entity (including, without limitation, any individual, partnership, joint venture, corporation, limited liability company, estate, trust or governmental unit) holding an interest in the Debtors (an "Interest Holder"), which interest is based exclusively upon the ownership of common or preferred stock in the corporation or other equity security (as defined in section 101(16) of the Bankruptcy Code), or warrants or rights to purchase, sell or subscribe to such a security (any such security being referred to in this Notice as an "Interest"), need not file a proof of interest on or before the General Bar Date, provided, however, that Interest Holders who wish to assert claims against the Debtors that arise out of or relate to the ownership or purchase of an Interest, including claims arising out of or relating to the sale, issuance, or distribution of such Interest, must file a Proof of Claim on or before the General Bar Date (or, in the case of a governmental unit, the Governmental Bar Date), unless another exception identified in the Bar Date Order applies.

ANY PERSON OR ENTITY THAT IS REQUIRED TO FILE A TIMELY PROOF OF CLAIM IN THE FORM AND MANNER SPECIFIED BY THE BAR DATE ORDER AND WHO FAILS TO DO SO ON OR BEFORE THE APPLICABLE BAR DATE: (A) SHALL BE FOREVER BARRED, STOPPED, AND EXCLUDED FROM ASSERTING SUCH CLAIM AGAINST THE DEBTORS, THEIR ESTATES, OR PROPERTY OF THE DEBTORS, OR THEREAFTER FILING A PROOF OF CLAIM WITH RESPECT THERETO IN CHAPTER 11 CASES; (B) SHALL NOT, WITH RESPECT TO SUCH CLAIM, BE TREATED AS A CREDITOR OF THE DEBTORS FOR THE PURPOSES OF VOTING UPON ANY PLAN OF REORGANIZATION OR LIQUIDATION IN THESE CHAPTER 11 CASES; AND (C) SHALL NOT RECEIVE OR BE ENTITLED TO RECEIVE ANY PAYMENT OR DISTRIBUTION OF PROPERTY FROM THE DEBTORS IN THEIR SUCCESSORS OR ASSIGNS WITH RESPECT TO SUCH CLAIM.

TO THE EXTENT, AND IN SUCH AMOUNT, AS ANY UNDISPUTED, NON-CONTINGENT, AND LIQUIDATED CLAIMS IDENTIFIED IN THE SCHEDULES OR SCHEDULE OF THE CLAIMANT.

Acts or omissions of the Debtors, if any, that occurred prior to the Petition Date, including acts or omissions related to any indemnity agreements, guarantees, or services provided to or rendered by the Debtors, may give rise to claims against the Debtors notwithstanding the fact that such claims (or any rights on which they are based) may be contingent or may not have matured or become fixed or liquidated prior to the Petition Date. Therefore, any person or entity that holds or asserts a claim or a potential claim against the Debtors, no matter how remote or contingent, must file a Proof of Claim on or before the General Bar Date.

Questions concerning the contents of this Notice, the Bar Date Order, and requests for Proofs of Claim should be directed via phone to Kroll at (844) 205-7534 (toll-free) or +1 (646) 813-2944 internationally, or by email to salemharbor@kroll.com. Please note that Kroll's staff is not permitted to give legal advice. You should consult your own attorney for assistance regarding any other inquiries, such as questions concerning the completion or filing of a Proof of Claim. Nothing contained in this Notice shall preclude the Debtors from objecting to any filed claim in any grounds.

Dated: April 22, 2022, Wilmington, Delaware.

YOUNG ONAKHAR STARGATTS TAYLOR LLP, *By* Andrew L. Magagnoli, Pauline K. Morgan (No. 3650), Andrew L. Magagnoli (No. 5426), Kathleen A. Morales (No. 6483), Timothy R. Powell (No. 6484), Rodney Squares (No. 1000), North King Street, Wilmington, Delaware 19801, Telephone: (302) 571-6600, Facsimile: (302) 571-1253, Email: pmorgan@yst.com, magagnolip@yst.com, kmoles@yst.com, tpowell@yst.com, and rsquares@yst.com.

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The Debtors in these chapter 11 cases, along with the last four of each Debtor's federal tax identification number are as follows: Salem Harbor Power Development LP (A/k/a Footprint Power Salem Harbor Development LP) (1360); Hightstar Salem Harbor Holdings GP LLC (A/k/a Hightstar Footprint Holdings GP LLC) (2253); Hightstar Salem Harbor Power Holdings LP (A/k/a Hightstar Footprint Power Holdings LP) (6509); Salem Harbor Power FinCo LP LLC (A/k/a Footprint Power Salem Harbor FinCo LLC) (N/A); Salem Harbor Power FinCo LP (A/k/a Footprint Power Salem Harbor FinCo LP) (7019); and SA Power DevCo LP LLC (A/k/a Footprint Power SA DevCo LP LLC) (0068). The location of the Debtors' service address is: c/o Laidlaw Energy Company LLC, 480 Millwood Forest Drive, Suite 475, Spring, Texas 77380.

Capitalized terms used herein but not otherwise defined herein shall have the meanings ascribed to them in the Bar Date Order.

On March 26, 2022, Prime Clerk LLC changed its name to Kroll Restructuring Administration LLC.

INTERNATIONAL



POOL PHOTO BY FINNBARR WEBSTER

The Hinkley Point nuclear plant in England is expected to go online in 2026.

Nuclear Energy Solution For Europe? Not So Fast.

FROM FIRST BUSINESS PAGE

War in Ukraine pushes Europe to sever its dependence on Russian natural gas and oil, nuclear power's profile is rising, promising homegrown energy as well as reliable electricity.

Nuclear energy could help solve Europe's looming power crunch, advocates say, complementing a major pivot that was underway before the war to adopt solar and wind power and other renewable technologies to meet ambitious climate-change goals.

"Putin's invasion redefined our energy security considerations in Europe," said Fatih Birol, head of the International Energy Agency. He added, "I would expect that nuclear may well make a step back in Europe and elsewhere as a result of the energy insecurity."

But a nuclear revival is fraught with problems.

The dash to find ready alternatives to Russian fuel has magnified a political divide in Europe over nuclear power, as a bloc of pronuclear countries led by France, Europe's biggest atomic producer, pushes for a buildup while Germany and other like-minded countries oppose it, citing the dangers of radioactive waste. A recent European Commission plan for reducing dependence on Russia pointedly left nuclear power off a list of energy sources to be considered.

The delays and cost overruns dogging the Flamanville-3 project, a state of the art pressurized-water reactor designed to produce 1,600 megawatts of energy, are emblematic of wider technical, logistical and cost challenges facing an expansion.

A quarter of all electricity in the European Union comes from nuclear power produced in a dozen countries from an aging fleet that was mostly built in the 1980s. France, with 56 reactors, produces more than half the total.

A fleet of up to 13 new-generation nuclear reactors planned in France, using a different design from Flamanville's, wouldn't be ready until at least 2035.

Across the channel, Britain recently announced ambitions for up to eight new nuclear plants, but the reality is more sobering. Five of the six existing British reactors are expected to be retired within a decade because of age, while only one new nuclear station, a long-delayed, French-led giant costing 20 billion pounds (about \$25 billion) at Hinkley Point in southwest England, is under construction. Its first part is expected to come online in 2026.

Others being considered in Eastern Europe aren't expected to come online before 2030.

"Nuclear is going to take so long" because the projects require at least 10 years for completion, said Jonathan Stern, a senior research fellow at the independent Oxford Institute for Energy Studies. "The big problem is getting off Russian gas, and that problem is now — not in a decade, when maybe we've built another generation of nuclear reactors," he added.

Advocates say nuclear power can be a solution if the political will is there.

Belgium's government, in agreement with the country's Green party, reversed a decision to phase out nuclear energy by 2025 and extended the life of two reactors for another decade as Russia intensified attacks on Ukraine in March. The energy will help Belgium avoid relying on Russian gas as it builds renewable power sources, including wind turbines and solar fields, to meet European climate goals by 2035.

"The invasion of Ukraine was a life changer," Belgium's energy minister, Tinne Van der Straeten, said last week, explaining the government's U-turn. "We wanted to reduce our imports from Russia."

But in Germany, which is more dependent than any other European country on Russian gas and coal, the idea of using nuclear power to bridge an energy crunch appears to be going nowhere.

Germany is scheduled to close its last three nuclear plants by the end of the year, the final chapter in a program that lawmakers approved to phase out the country's fleet of 17 reactors after the nuclear disaster in Fukushima, Japan, in 2011.

Two of Germany's largest energy companies said they were open to postponing the shutdown to help ease the nation's reliance on Russia. But the Green party, part of Berlin's governing coalition, ruled out continuing to operate them — let alone reopening three nuclear stations that closed in December.

"We decided for reasons that I think are very good and right that we want to phase them out," Chancellor Olaf Scholz told Parliament this month, adding that the idea of delaying Germany's exit from nuclear power was "not a good plan."

Even in countries that see nuclear power as a valuable option, a host of hurdles lie in the way. "It is not going to happen overnight," said Mark Hibbs, a nuclear expert at the Carnegie Endowment for International Peace, a research organization.

President Emmanuel Macron's plans for a nuclear power renaissance in France envision a wave of large and small new-generation atomic reactors at an estimated starting price of €50 billion (\$53 billion) — a staggering cost that other European countries can't or won't take on. Buildup won't be fast, he acknowledged, in part because the industry also needs to train a new generation of nuclear power engineers.

"Most governments push and push, and even if they start building it takes a long time," Mr. Stern of the Oxford Institute for Energy Studies said. "All these other technologies are advancing rapidly, and they're all getting cheaper, while nuclear isn't advancing and it's getting more expensive."

In the meantime, many of France's aging reactors, built to forge energy independence after the 1970s oil crisis, have been paused for safety inspections, making it difficult for French nu-

Delays hinder atomic power as a way to cut ties to Russia quickly.

clear power to help bridge a Russian energy squeeze, said Anne-Sophie Corbeau of the Center on Global Energy Policy at Columbia University.

"Nuclear production will decrease in France this year unless you find a magic solution, but there is no magic solution," she said.

Still, Moscow's aggression may help reverse what had been an arc of the industry's gradual decline.

Recently there has been a string of upbeat declarations. The Netherlands, with one reactor, plans to build two more to supplement solar, wind and geothermal energy.

And in Eastern Europe, a number of countries in Russia's shadow had been making plans to build fleets of nuclear reactors — a move that advocates say appears prescient in the wake of Russia's invasion of Ukraine.

NuScale Power, an Oregon company selling a new reactor design that it claims will be cheaper and quicker to build because key components will be assembled in factories, has signed preliminary deals in Romania and Poland.

Russia's invasion has reinforced customers' "desire to consider nuclear being part of the overall energy mix for their portfolios," said Tom Mundy, the company's chief commercial officer.

Nuclearelectrica, the Romanian power company, is pushing ahead with a NuScale plant and two Canadian reactors, to accompany a pair of nuclear facilities that generate about 20 percent of the country's electricity, said Cosmin Ghita, the chief executive.

"The Ukraine crisis has definitely shown us the need to bolster energy security," Mr. Ghita said. "We are gaining more traction for our projects."

Meike Becker, a utilities analyst at Bernstein, a research firm, said that in the long run, Russia's war was likely to "help the European idea" of being more energy independent. "That is something that nuclear can deliver," she added.

Liz Alderman reported from Paris, and Stanley Reed from London.

Countries Had Same Aid Goal, but Different Costs

FROM FIRST BUSINESS PAGE

is that "inflation could stay higher, or the Fed could control it by lowering output in the future."

The Biden administration has repeatedly argued that, to the extent the United States is seeing more inflation, the policy response to the pandemic also created a stronger economy.

"We got a lot more growth, we got less child poverty, we got better household balance sheets, we have the strongest labor market by some metrics I've ever seen," Jared Bernstein, an economic adviser to President Biden, said in an interview. "Were all of those accomplishments accompanied by heat on the price side? Yes, but some degree of that heat showed up in every advanced economy, and we wouldn't trade that back for the historic recovery we helped to generate."

Inflation has picked up around the world, but price increases have been quicker in America than in many other wealthy nations.

Consumer prices were up 9.8 percent in March from a year earlier, according to a measure of inflation that strips out owner-occupied housing to make it comparable across countries. That was faster than in Germany, where prices rose 7.6 percent in the same period; Britain, where they rose 7 percent; and other European countries. Other measures similarly show U.S. inflation outpacing that of its global peers.

The comparatively large jump in prices in America is owed at least partly to the nation's ambitious spending. Research from the Federal Reserve Bank of San Francisco attributed about half the nation's 2021 annual price increase to the government's spending response. The researchers estimated the number, which is imprecise, by comparing America's inflation outcome with what happened in countries that spent less.

"The size of the package was very large compared to any other country," said Oscar Jordà, a co-author of the study.

The Trump and Biden administrations spent about \$5 trillion on pandemic relief in 2020 and 2021 — far more as a share of the nation's economy than what other advanced economies spent, based on a database compiled by the International Monetary Fund. Much of that money went directly to households in the form of stimulus checks, expanded unemployment insurance and tax credits for parents.

Payments to households helped to fuel rapid consumer demand and quick economic growth — progress that has continued into 2022. A global economic outlook released by the International Monetary Fund last week showed that America's economy is expected to expand by 3.7 percent this year, faster than the roughly 2 percent trend that prevailed before the pandemic and the 3.3 percent average expected across advanced economies this year.

That followed even more rapid 2021 growth. And as the U.S. economy has expanded so quickly, unemployment has plummeted. After spiking to 14.7 percent in early 2020, joblessness is roughly back to the 50-year lows that prevailed before the pandemic.

That's a victory that politicians have celebrated. "Our economy roared back faster than most predicted," Mr. Biden said in his State



GABBY JONES FOR THE NEW YORK TIMES

A shopper in Brooklyn last month. The Biden administration argues that, despite price gains, their pandemic spending created a stronger economy.

of the Union address last month. A major report from the White House on April 14 noted that the United States had experienced a faster recovery than other advanced economies, as measured by gross domestic product, consumer spending and other indicators.

But increasingly, at least when it comes to the job market, America's achievement looks less unique.

Unemployment in the United States jumped much higher at the outset of the pandemic in part because America's policies did less to discourage layoffs than those in Europe. While many European governments paid companies to keep workers on their payrolls, the U.S. focused more on providing money directly to those who lost their jobs.

Joblessness fell fast in the United States, too, but that was also true elsewhere. Many European countries, Canada and Australia are now back to or below their prepandemic unemployment rates, data reported by the Organization for Economic Cooperation and Development showed.

And when it comes to the share of people who are actually working, the United States is lagging some of its global peers. The nation's employment rate is hovering around 71.4 percent, still down slightly from nearly 71.8 percent before the pandemic.

By comparison, the eurozone countries, Canada and Australia have higher employment rates than before the pandemic, and Japan's employment rate has fully recovered.

Europe's more complete employment recovery may partly reflect its different regulations and different approach to supporting workers during the pandemic, said Nick Bannenbroek, international economist at Wells Fargo. European aid programs effectively paid companies to keep people on the payroll even when they couldn't go to work, while the United States supported workers directly through the unemployment insurance system.

That relatively subtle difference had a major consequence: Because fewer Europeans were separated from employers, many flowed right back into their old jobs as the economy reopened. But pandemic layoffs touched off an era of soul-searching and job

shuffling in the United States.

"You didn't have as much motivation to reconsider your assessment of your work-life situation," Mr. Bannenbroek said. "What we initially saw in the U.S. was much more disruptive."

Disruption has had its upsides. America now has a record 1.8 jobs open for every unemployed worker, which has in some ways given employees more power to demand more flexible schedules, better benefits and higher pay.

Wages in the United States are rising at the fastest pace in four

'The size of the package was very large compared to any other country.'

Òscar Jordà, who compared U.S. pandemic spending to the policies and inflation outcomes of different countries.

decades, while pay growth in Europe has been more subdued. Mr. Bernstein, the White House adviser, called America's situation now "the strongest job market in generations."

But the red-hot labor market carries its own risks. For one thing, wage growth is not keeping up with rapid inflation for many people, leaving some households behind even as their paychecks get bigger. And the ratcheting up in wages could prompt companies to try to cover their costs by raising prices even more.

Higher wages can be a "feeder for inflation," Mary C. Daly, president of the Federal Reserve Bank of San Francisco, told reporters on Wednesday.

"It's unsustainably hot," Jerome H. Powell, the Fed chair, said of the job market during an event on Thursday. "It's our job to get it

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re: SALEM HARBOR POWER DEVELOPMENT LP (f/k/a Footprint Power Salem Harbor Development LP), et al., Debtors.

Chapter 11 Case No. 22-10239 (MFW) (Jointly Administered)

NOTICE OF AUCTION FOR THE SALE OF THE DEBTORS' ASSETS

PLEASE TAKE NOTICE that on April 20, 2022, the United States Bankruptcy Court for the District of Delaware (the "Court") entered the Order (i) Approving Bidding Procedures for the Sale of All or Substantially All of the Debtors' Assets, (ii) Scheduling Certain Dates Related Thereto, (iii) Approving the Form and Manner of Notice Theoret, (iv) Approving Contract Assignment and Assignment Procedures, and (v) Granting Related Relief (the "Bidding Procedures Order"), and, pursuant to the above-captioned debtors and debtors in possession (collectively, the "Debtors") to conduct an auction (the "Auction"), if any, to select the party or parties to acquire all or substantially all of the Debtors' assets (the "Assets" and such transaction, the "Sale Transaction") pursuant to the Joint Chapter 11 Plan of Sale (the "Plan") and the Bidding Procedures Order, and, pursuant to the Plan, (as may be amended, supplemented, or otherwise modified from time to time, the "Plan"). The Auction will be governed by the bidding procedures approved pursuant to the Bidding Procedures Order (attached to the Bidding Procedures Order as Exhibit 1, the "Bidding Procedures").

The Plan contemplates the Debtors' restructuring transaction (the "Standalone Restructuring Transaction") or, to the extent the Debtors, in consultation with the Consultation Parties (as defined in the Bidding Procedures), determine the Sale Transaction (if any) will maximize value to the Debtors' estates and result in greater value than that imposed by the Standalone Restructuring Transaction, the Sale Transaction (such election between the Standalone Restructuring Transaction and the Sale Transaction, the "Transaction Election"). The Transaction Election shall occur no later than Transaction Election Deadline (as defined in the Bidding Procedures).

Copies of the Bidding Procedures Order and other documents related thereto are available upon request to Kroll Restructuring Administration LLC by calling (844) 205-7534 (Domestic toll-free) or (1-646) 873-2944 (International), emailing sales@krollrestructuring.com, or visiting the Debtors' restructuring website at https://cases.ra.kroll.com/SalemHarbor.

PLEASE TAKE FURTHER NOTICE that the Bid Deadline is June 10, 2022 at 5:00 p.m. (prevailing Eastern Time), and that any person or entity wishing to participate in the Auction, if any, must comply with the participation requirements and other requirements set forth in the Bidding Procedures.

PLEASE TAKE FURTHER NOTICE that the Debtors, to the extent necessary, intend to conduct the Auction, if any, at which they will consider persons submitted to the Auction, and that any person or entity wishing to participate in the Auction, if any, must comply with the participation requirements and other requirements set forth in the Bidding Procedures.

PLEASE TAKE FURTHER NOTICE that the deadline to object to confirmation of the Plan, including consummation of the proposed Sale Transaction, if any, pursuant to the Plan, shall be set forth in the Court's order approving the Disclosure Statement. Pursuant to Chapter 11 Plan of Sale (the "Plan") and the Bidding Procedures Order, the Bid Deadline is June 10, 2022 at 5:00 p.m. (prevailing Eastern Time), and that any person or entity wishing to participate in the Auction, if any, must comply with the participation requirements and other requirements set forth in the Bidding Procedures.

"Disclosure Statement") and related solicitation and notice procedures.

PLEASE TAKE FURTHER NOTICE that, solely to the extent the Transaction Election is made for the Sale Transaction, at the Confirmation Hearing, the Debtors, in consultation with the Consultation Parties, shall present the Successful Bid to the Court for approval. The Successful Bidder shall appear at the Confirmation Hearing and be prepared to have a representative testify in support of its Successful Bid and such Successful Bidder's ability to close in a timely manner and provide adequate assurance of its future performance under any and all executory contracts and unexpired leases to be assumed and assigned as part of the proposed Sale Transaction (the "Assigned Contracts").

PLEASE TAKE FURTHER NOTICE that the deadline to object to the Plan in connection with the Sale Transaction and any related cure amounts (the "Assigned Contract Object Deadline") is set for July 6, 2022 at 4:00 p.m. (prevailing Eastern Time). Any objection must: (a) be in writing; (b) comply with the applicable provisions of the Bankruptcy Rules and Federal Rules; and any order governing the administration of these chapter 11 cases; (c) state with specificity the nature of the objection and, if the objection pertains to the proposed cure costs, state the cure amount alleged to be owed to the objecting counterpart, together with any applicable and appropriate documentation in support thereof; and (d) be filed with the Court in accordance with the customary practices of the Court and served and **actually received** by the no later than the Assigned Contract Object Deadline by the Court and the following parties: (i) the Debtors, Salem Harbor Power Development LP, c/o Tateswood Energy Company, LLC, 4800 Wildwood Forest Drive, Suite 475, Spring, Texas 77380 (joseph.cudde@tateswood.com); (ii) the Debtors' counsel, Young Conaway, Packer & Fierman LLP, 1000 N. King Street, Wilmington, Delaware 19801, Attn: Andrew L. Magaziner (amagaziner@yccf.com) and Kaitlin A. Morales (kmorales@yccf.com); (iii) the United States Trustee, United States Department of Justice, Office of the United States Trustee, 844 N. King Street, Suite 82207, Lockbox 35, Wilmington, Delaware 19801, Attn: Joseph Cudde (joseph.cudde@usdoj.gov); (iv) counsel to the Prepetition Agent, Brown LLP, 1221 Avenue of the Americas, New York, New York 10020, Attn: Brian Trust (briantrust@mayerbrown.com) and Joaquin M. C. De Baca (jdebaca@mayerbrown.com); (v) Delaware counsel to the Prepetition Agent, Power Anderson & Conner Footprint Power Salem Harbor (LP), c/o 475, Spring, Texas 77380; (vi) Wilmington, Delaware 19801, Attn: Christopher M. Samis (csamis@potteranderson.com) and L. Katherine Good (kgood@potteranderson.com); and (vii) counsel to the official committee of unsecured creditors appointed by the United States Trustee, if any.

Dated: April 21, 2022. Wilmington, Delaware. **YOUNG CONAWAY STARGATT & TAYLOR, LLP, c/o Andrew L. Magaziner**, Pauline K. Morgan (No. 6683), Andrew L. Magaziner (No. 5426), Kaitlin A. Morales (No. 6883), Timothy R. Powell (No. 6894), Rodney Square, 1000 North King Street, Wilmington, Delaware 19801, Telephone: (302) 571-1253, Fax: (302) 571-1253, Email: (pmorgan@yccf.com, amagaziner@yccf.com, kmorales@yccf.com, tpowell@yccf.com) -and- **PAUL WEISS, RIFKIND, WHARTON & GARRISON LLP**, c/o Brian S. Hermann (bhermann@paulweiss.com), John T. Weber (jweber@paulweiss.com), and Alice Nofzinger (anofzinger@paulweiss.com); (iii) the Debtors' co-counsel, Young Conaway, Packer & Fierman LLP, 1000 N. King Street, Wilmington, Delaware 19801, Attn: Andrew L. Magaziner (amagaziner@yccf.com) and Kaitlin A. Morales (kmorales@yccf.com); (iv) the United States Trustee, United States Department of Justice, Office of the United States Trustee, 844 N. King Street, Suite 82207, Lockbox 35, Wilmington, Delaware 19801, Attn: Joseph Cudde (joseph.cudde@usdoj.gov); (v) counsel to the Prepetition Agent, Brown LLP, 1221 Avenue of the Americas, New York, New York 10020, Attn: Brian Trust (briantrust@mayerbrown.com) and Joaquin M. C. De Baca (jdebaca@mayerbrown.com); (vi) Delaware counsel to the Prepetition Agent, Power Anderson & Conner Footprint Power Salem Harbor (LP), c/o 475, Spring, Texas 77380; (vii) Wilmington, Delaware 19801, Attn: Christopher M. Samis (csamis@potteranderson.com) and L. Katherine Good (kgood@potteranderson.com); and (viii) counsel to the official committee of unsecured creditors appointed by the United States Trustee, if any.

PLEASE TAKE FURTHER NOTICE that the Debtors, to the extent necessary, intend to conduct the Auction, if any, at which they will consider persons submitted to the Auction, and that any person or entity wishing to participate in the Auction, if any, must comply with the participation requirements and other requirements set forth in the Bidding Procedures.

PLEASE TAKE FURTHER NOTICE that the deadline to object to confirmation of the Plan, including consummation of the proposed Sale Transaction, if any, pursuant to the Plan, shall be set forth in the Court's order approving the Disclosure Statement. Pursuant to Chapter 11 Plan of Sale (the "Plan") and the Bidding Procedures Order, the Bid Deadline is June 10, 2022 at 5:00 p.m. (prevailing Eastern Time), and that any person or entity wishing to participate in the Auction, if any, must comply with the participation requirements and other requirements set forth in the Bidding Procedures.

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re: SALEM HARBOR POWER DEVELOPMENT LP (f/k/a Footprint Power Salem Harbor Development LP), et al., Debtors.

Chapter 11 Case No. 22-10239 (MFW) (Jointly Administered)

Docket Ref Nos. 66 & 120

NOTICE OF ENTRY OF BAR DATE ORDER ESTABLISHING DEADLINES FOR FILING PROOFS OF CLAIM (INCLUDING 503(b)(9) CLAIMS) AGAINST THE DEBTORS

PLEASE TAKE NOTICE THAT:

The United States Bankruptcy Court for the District of Delaware (the "Court") has entered an order (the "Bar Date Order") establishing deadlines to file Proof of Claim for all potential claims (as defined below), including claims pursuant to section 503(b)(9) (each, a "503(b)(9) Claim") of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the "Bankruptcy Code") against the above-captioned debtors and debtors in possession (collectively, the "Debtors") that arose prior to March 23, 2022 (the "Petition Date").

Pursuant to the terms of the Bar Date Order, and except as otherwise provided herein, each person or entity that holds or asserts a claim against the Debtors (including 503(b)(9) Claims) must file a Proof of Claim with original signature, substantially conforming to the proof of claim form attached hereto, so that it is actually received by Kroll Restructuring Administration LLC ("Kroll"), the Court-approved claims and noticing agent in these chapter 11 cases, on or before the Bar Date set forth below. Proofs of Claim must be sent by **first-class mail, overnight courier, or hand delivery** to: Salem Harbor Power Development LP, Claims Processing Center, c/o Kroll Restructuring Administration LLC (f/k/a Prime Clerk LLC), 850 3rd Avenue, Suite 412, Brooklyn, NY 11232.

Alternatively, Proofs of Claim may be submitted electronically through the electronic filing system available at https://cases.ra.kroll.com/SalemHarbor.

To be properly filed, a Proof of Claim must be filed against the specific Debtor against which the claimant holds or asserts a claim. For example, if a claimant holds or asserts a claim against Salem Harbor Power Development LP (f/k/a Footprint Power Salem Harbor Development LP), the Proof of Claim must specify Salem Harbor Power Development LP. If a claimant wishes to assert a claim against more than one Debtor, separate Proofs of Claim must be filed against each applicable Debtor.

Proofs of Claim will be deemed timely filed only if actually received by Kroll on or before the Bar Date associated with such claim. Further, except with respect to the electronic filing system described above, Kroll will not accept Proof of Claim sent by facsimile, telecopy, email, or other electronic communication, and such Claims will not be deemed to be properly or timely filed claims.

General Bar Date. Except as otherwise provided herein, each person or entity holding or asserting a claim (including a 503(b)(9) Claim) against the Debtors that arose prior to the Petition Date must file a Proof of Claim so that it is actually received by Kroll on or before May 23, 2022 at 4:00 p.m. (prevailing Eastern Time) (the "General Bar Date").

Governmental Unit Bar Date. Each governmental unit holding or asserting a claim against the Debtors that arose prior to the Petition Date must file a Proof of Claim so that it is actually received by Kroll on or before September 19, 2022 at 4:00 p.m. (prevailing Eastern Time) (the "Governmental Bar Date"), and, together with the General Bar Date, the "Bar Dates").

Amended Schedules Bar Date. If, on or after the date on which the Debtors serve this Notice, the Debtors amend or supplement their schedules of assets and liabilities or statements of financial affairs (collectively, the "Schedules") (a) to change the amount, nature, classification or characterization of a claim, or (b) to add a new claim to the Schedules, the affected claimant, if it disagrees with the amount, nature, classification or characterization of such claim, shall file a Proof of Claim or amend any previously filed Proof of Claim in respect of the amended scheduled claim so that the Proof of Claim is actually received by Kroll on or before the later of (i) the General Bar Date or (2) twenty-one (21) days after the claimant is served with notice of the applicable amendment or supplement to the Schedules.

Rejection Bar Date. A Proof of Claim relating to the Debtors' rejection of an executory contract or unexpired lease pursuant to a Court order must be filed so that it is actually received by Kroll on or before the later of (a) the General Bar Date or (b) thirty (30) days after the later of (i) the date of service of the Court order authorizing such rejection or (ii) the effective date of such rejection.

For purposes of the Bar Date Order and this Notice, and pursuant to section 101(5) of the Bankruptcy Code, the term "claim" means (a) any right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) any right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured as of the Petition Date.

to a better place where supply and demand are closer together."

America's heady pay gains could mean that the Fed has to react more aggressively to slow down the economy. The central bank is trying to tame inflation by lifting interest rates in a bid to make money more expensive to borrow, which can slow spending and cool off economic conditions.

But if the Fed has to raise rates to high levels to restore economic calm, it could touch off a recession that pushes the unemployment rate higher. Mr. Powell and his colleagues have said they hope they can manage to land the economy softly without inducing that kind of pain — but they acknowledge that a downturn is a risk.

Ultimately, the legacy of America's big relief programs may depend on what happens in the months ahead. If inflation moderates without painful action by the Fed — something some economists still believe is at least possible if the pandemic fades, supply chains normalize and workers return to the job market — then the brief period of rapid price gains may end up looking like a relatively small price to pay for a strong economic recovery that in some ways outstripped those staged abroad.

But if central bankers decide they need to take more drastic steps, resulting in a recession, it could reverse some of the recent progress — and the consequences are likely to be worse for low-wage workers who have experienced the strongest job and wage gains.

The war in Ukraine could complicate attempts to judge America's performance against its global peers. Economic growth in Europe had been accelerating late last year, but the Russian invasion — and the spike in fuel costs that came with it — is threatening to derail the recovery there. The United States could also face consequences, but is comparatively insulated from the Russian and Ukrainian economies.

"Europe was doing well and I was very optimistic prior to the war," said Gian Maria Milesi-Ferretti, an economist at the Brookings Institution who has studied the recoveries in the United States and Europe. "But now the war shock is completely asymmetric between the U.S. and Europe."

Central banks around the world are responding as prices climb rapidly. Rate increases are underway in Britain, and European policymakers have become more wary as inflation has jumped higher. That could mean that those economies, having accelerated through a recovery together, now slow in tandem.

"For a while, inflation started to move up and central banks remained very tranquil about that — but that time has passed," said Carlos Viana de Carvalho, an economist at the Brazilian asset manager Kapitalo Investimentos and a former Fed economist. "The attitude has changed."

Further, a "503(b)(9) Claim" is a claim for the value of any goods received by the Debtors within twenty (20) days prior to the Petition Date, in which the goods have been sold to the Debtors in the ordinary course of the Debtors' business.

Any person or entity (including, without limitation, any individual, partnership, joint venture, corporation, limited liability company, estate, trust or governmental unit) holding an interest in the Debtors (an "Interest Holder"), which interest is based exclusively upon the ownership of, or control or production of, or right to the sale, issuance, or distribution of securities (as defined in section 101(16) of the Bankruptcy Code), or warrants or rights to purchase, sell or subscribe to such a security (any such security being referred to in this Notice as an "Interest"), need not file a proof of interest on or before the General Bar Date; **provided, however**, that Interest Holders who wish to assert claims against the Debtors that arise out of or relate to the ownership or purchase of an Interest, including claims arising out of or relating to the sale, issuance, or distribution of such Interest, must file Proof of Claim on or before the General Bar Date (or, in the case of a governmental unit, the Governmental Bar Date), unless another exception identified in the Bar Date Order applies.

ANY PERSON OR ENTITY THAT IS REQUIRED TO FILE A TIMELY PROOF OF CLAIM IN THE FORM AND MANNER SPECIFIED BY THE BAR DATE ORDER AND WHO FAILS TO DO SO ON OR BEFORE THE APPLICABLE BAR DATE (A) SHALL BE FOREVER BARRED, ESTOPPED, AND ENJOINED FROM ASSERTING SUCH CLAIM AGAINST THE DEBTORS, THEIR ESTATES, OR PROPERTY OF THE DEBTORS, OR THEREAFTER FILING A PROOF OF CLAIM WITH RESPECT THERETO IN THE CHAPTER 11 CASES; (B) SHALL NOT, WITH RESPECT TO SUCH CLAIM, BE TREATED AS A CREDITOR OF THE DEBTORS; AND (C) SHALL NOT BE ENTITLED TO RECEIVE ANY PAYMENT OR DISTRIBUTION OF PROPERTY FROM THE DEBTORS OR THEIR SUCCESSORS OR ASSIGNS WITH RESPECT TO SUCH CLAIM; PROVIDED, HOWEVER, THAT A CLAIMANT SHALL BE ABLE TO VOTE UPON, AND RECEIVE DISTRIBUTIONS UNDER, ANY PLAN OF REORGANIZATION OR LIQUIDATION IN THESE CHAPTER 11 CASES TO THE EXTENT, AND IN SUCH AMOUNT, AS ANY UNDISPUTED, NON-CONTINGENT, AND LIQUIDATED CLAIMS IDENTIFIED IN THE SCHEDULES ON BEHALF OF THE CLAIMANT.

Acts or omissions of the Debtors, if any, that occurred prior to the Petition Date, including acts or omissions relating to any indemnity agreements, guarantees, or services provided to or rendered by the Debtors, may give rise to claims against the Debtors notwithstanding the fact that such claims (or any injuries on which they are based) may be contingent or may not have matured or become fixed or liquidated prior to the Petition Date. Therefore, any person or entity that holds or asserts a claim or a potential claim against the Debtors, no matter how remote or contingent, must file a Proof of Claim on or before the General Bar Date.

Questions concerning the contents of the Notice, the Bar Date Order, and/or the Debtors' Plan of Sale (the "Plan") should be directed to phone to Kroll's at (844) 205-7534 (U.S./Canada,

Exhibit B

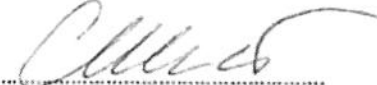
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Boston, Mass – May 2, 2022

Personally appeared before me and made oath that the above statement subscribed to him is true.....
COMMONWEALTH OF MASSACHUSETTS
Christopher M Zito

Suffolk ss.

personally appeared before me, the undersigned notary public, and proved to me his/her identity through satisfactory evidence, which were Personally Known to be the person whose name is signed on the preceding or attached document in my presence on this 2 day of May, 2022



AIMEE ANN GIANNINI, Notary Public



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